BOOK 785 PAGE 623

GRANT OF EASEMENT

THIS INDENTURE, made and entered into this 7th day of May, 1983, by TALLMAN & McDONALD CONSTRUCTION CORPORATION of Whitefish, Montana, as GRANTOR, and the CITY OF WHITEFISH, a municipal corporation of Montana, as GRANTEE, whose mailing address is P.O. Box 158, Whitefish, Montana.

W NE STETH:

That for value received, receipt of which is hereby acknowledged, the Grantor hereby grants, sells and conveys unto the Grantee, tes successors and assigns, a perpetual public easement over, across and through the following described land situated in the City of Whitefish, Flathead County, Montana, which said easement and lands are described as follows, to-wit:

An easement for the establishment of a public walkway and bicycle riding path over, across and through a 6 foot strip of land commencing at a point on the South boundary line of that certain sewer line easement owned by the Grantee approximately 25 feet North of the North boundary line of Block 40, Original Townsite of Whitefish, Montana, and approximately 25 feet East of the Whitefish River; thence in a Southeasterly direction over, across and through and meandering the Southwesterly part of said Block 40 along the Whitefish River bank to the Southeasterly point of said Block 40, the precise and exact location of said easement within and along the Southwesterly boundary of said Block 40 to be determined by the Grantor and Grantee; and thence any construction of said walkway and bicycle path hereafter by the Grantor shall evident the permanent site and location of said easement.

TO HAVE AND TO HOLD the said easement unto said Grantee, its successors and assigns forever.

IN WITNESS WHEREOF, the Grantor has hereunto caused its corporate name to be subscribed by its proper officers thereunto duly authorized and its corporate seal duly affixed the day and year first above written.

TALLMAN & McDONALD CONSTRUCTION CORPORATION

By President

Becretary

STATE OF MONTANA

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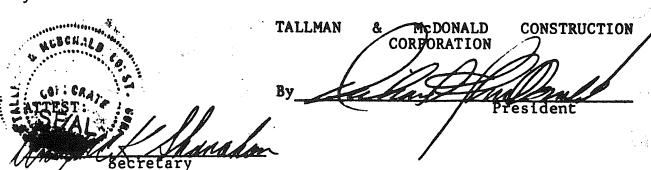
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TO HAVE AND TO HOLD the said easement unto said Grantee, its successors and assigns forever.

IN WITNESS WHEREOF, the Grantor has hereunto caused its corporate name to be subscribed by its proper officers thereunto duly authorized and its corporate seal duly affixed the day and year first above written.



STATE OF MONTANA

: 88

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County of Flathead

On this The day of May, 1983, before me, a Notary Public for said State, personally appeared REMARD F. McDevand and warm respectively of the corporation that executed this instrument and acknowledged to me that such corporation executed the same in the same

Notary Public for the State of Montana Residing at Whitefish, Montana My Commission expires: & 26.86

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STATE OF MONTANA,
County of Flathead

Filed for second at the request of 19 83 at 10:32 o'clock A M and recorded in VOL. 785

PAGE 623 Records of Flathead County, State of Montana.

Fee \$ _____Pd.

RECEPTION NO. 83-19062

RETURN TO 644 of Whitefish
Deputy

Deputy

Deputy

Deputy

Deputy